

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 1074B PERMIT 591 LICENSE 4676B

ORDER DELETING POINTS OF DIVERSION
AND AMENDING LICENSE

WHEREAS:

1. License 4676B was issued to Meridian Farms Water Company on August 9, 1957 and recorded with the County Recorder of Sutter County on August 14, 1957.
2. Inspection of the project area was conducted by the State water Resources Control Board (State Water Board) staff on August 14, 1991. Staff determined points of diversion 2 (Reitter) and 3 (Yates) have been abandoned and should be deleted (corrected) from this license.
3. The State Water Board has determined the above correction will not initiate a new right nor will operate to the injury of any other lawful user of water and that good and sufficient cause has been shown for said correction.
4. The license condition pertaining to the continuing authority of the State Water Board does not conform to the current common law public trust doctrine as contained in Title 23, California Code of Regulations, Section 780(a).

NOW, THEREFORE, IT IS ORDERED THAT:

1. The description for the points of diversion under this license be corrected to read:
 - (1) Meridian - North forty-two and one-half degrees west (N42½°W) one thousand nine hundred (1,900) feet from SE corner of Section 13, T15N, R1W, MDB&M, being within NE¼ of SE¼ of said Section 13; also described as California Coordinate System, Zone 2, N 539,275 and E 2,023,975.
 - (4) Drexler - South six thousand four hundred fifty (6,450) feet and east two thousand six hundred twenty-five (2,625) feet from NW corner of Section 30, T15N, R1E, MDB&M, being within NW¼ of NE¼ of Section 31, T15N, R1E, MDB&M; also described as California Coordinate System, Zone 2, N 526,075 and E 2,027,800.

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(5) Grimes - North thirty-five degrees west (N33°W) one thousand (1,000) feet from SE corner of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 8, T14N, R1E, MDB&M, being within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 8; also, described as California Coordinate System, Zone 2, N 515,025 and E 2,031,450.

(6) Girner - South thirty-eight degrees east (S38°E) one thousand three hundred (1,300) feet from N $\frac{1}{4}$ corner of Section 16, T14N, R1E, MDB&M, being within NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16; also described as California Coordinate System, Zone 2, N 510,525 and E 2,038,150.

2. The continuing authority condition under this license be amended to read:


Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

(0000012)

Dated: **DECEMBER 15 1992**

for, 
Edward C. Anton, Chief
Division of Water Rights

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STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 1074-B

PERMIT 591

LICENSE 4676-B

THIS IS TO CERTIFY, That Meridian Farms Water Company
Meridian, California

has made proof as of May 26 and 27, 1955,
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
Sacramento River in Sutter County

tributary to Suisun Bay

for the purpose of irrigation use
under Permit 591 of the State Water Rights Board and that said right to the use of said water has been
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the
terms of the said permit; that the priority of the right herein confirmed dates from September 10, 1918;
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed one hundred thirty-eight (138)
cubic feet per second to be diverted from about March 1 to about November 1 of
each year.

The equivalent of such continuous flow allowance for any thirty-day period
may be diverted in a shorter time if there be no interference with other vested
rights.

The points of diversion of such water are located:

- (1) Meridian - North forty-two and one-half degrees west ($N42\frac{1}{2}^{\circ}W$) one thousand
nine hundred (1900) feet from SE corner of Section 13, T 15 N,
R 1 W, MDB&M, being within $NE\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 13.
- (2) Reitter - North one thousand fifty-eight (1058) feet and west one thousand
four hundred sixty (1460) feet from SE corner of Section 13,
T 15 N, R 1 W, MDB&M, being within $SW\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 13.
- (3) Yates - South one thousand six hundred fifty (1650) feet and east one
hundred seventy-five (175) feet from NW corner of Section 30, T 15 N,
R 1 E, MDB&M, being within $SW\frac{1}{4}$ of $NW\frac{1}{4}$ of said Section 30.
- (4) Drexler - South six thousand four hundred fifty (6450) feet and east two
thousand six hundred twenty-five (2625) feet from NW corner of
Section 30, T 15 N, R 1 E, MDB&M, being within $NW\frac{1}{4}$ of $NE\frac{1}{4}$ of Section
31, T 15 N, R 1 E, MDB&M.
- (5) Grimes - North thirty-three degrees west ($N33^{\circ}W$) one thousand (1000) feet
from SE corner of $SW\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 8, T 14 N, R 1 E, MDB&M,
being within $SW\frac{1}{4}$ of $NW\frac{1}{4}$ of said Section 8.
- (6) Girdner - South thirty-eight degrees east ($S38^{\circ}E$) one thousand three hundred
(1300) feet from $NE\frac{1}{4}$ corner of Section 16, T 14 N, R 1 E, MDB&M,
being within $NW\frac{1}{4}$ of $NE\frac{1}{4}$ of said Section 16.

A description of the lands or the place where such water is put to beneficial
use is as follows:

8734.91 acres comprising the Meridian Farms Water Company service area, being
within T 15 N, R 1 W, and R 1 E and T 14 N, R 1 E, MDB&M, as shown on map filed with
State Water Rights Board on December 10, 1956.

All rights and privileges under this license including method of diversion, method of use and quantity of water
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein
specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

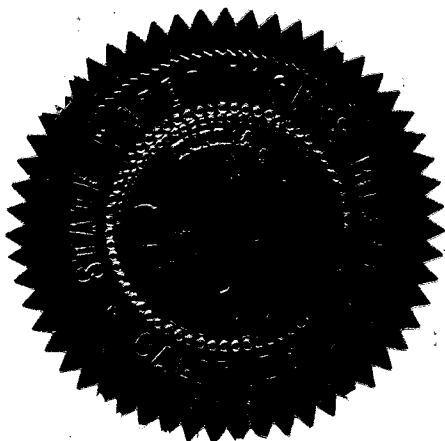
Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: AUG 9 1957

STATE WATER RIGHTS BOARD



By

Leslie C. Jopson
Leslie C. Jopson
Chief Engineer

LICENSE 1074

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO Meridian Farms Water Co.

AUG 9 1957

DATED